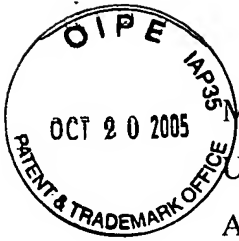


10/527149

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



MMB Docket No. 1781-0018

Urquhart Reference: SJB/P11784US

Application of: Pfleiderer et al.

Group Art Unit: To be assigned

Serial No. 10/527,149

Examiner: To be assigned

Filed: March 9, 2005

For: A Device for Delivering a Surgical Implant

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on  
October 18, 2005

(Date of Deposit)

Paul J. Maginot

Name of person mailing Document or Fee

Paul J. Maginot  
 Signature of person mailing Document or Fee

October 18, 2005

Date of Signature

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35  
 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE  
 (DO/EO/US)**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US);
2. Executed Declaration and Power of Attorney document;
3. Petition for One (1) Month Extension of Time
4. Return Postcard; and
5. Check for \$250.00 to cover the surcharge for late filing of Declaration (37 C.F.R. § 1.16) (\$130.00) and Petition for Extension of Time (\$120.00).

10/25/2005 ATRAH1 00000136 10527149

01 FC:1617

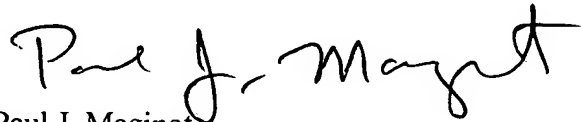
130.00 0P

Commissioner for Patents  
October 18, 2005  
Page 2 of 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency or credit any overpayment to our Deposit Account No. 13-0014. If further extensions of time under 37 C.F.R. § 1.136 are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned for, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 13-0014.

Respectfully submitted,

MAGINOT, MOORE & BECK LLP

A handwritten signature in cursive script, reading "Paul J. Maginot".

Paul J. Maginot  
Attorney for Applicants  
Registration No. 34,984

October 18, 2005  
Maginot, Moore & Beck LLP  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/527,149	FIRST NAMED APPLICANT Martin Pfeleiderer	ATTY. DOCKET NO. 1781-0018
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Maginot Moore & Beck  
 Bank One Center Tower  
 111 Monument Circle  
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 Indianapolis, IN 46204-5115

INTERNATIONAL APPLICATION NO. PCT/GB03/03987	
I.A. FILING DATE 09/16/2003	PRIORITY DATE 09/17/2002

CONFIRMATION NO. 3110  
 371 FORMALITIES LETTER



\*OC000000016546238\*

Date Mailed: 07/18/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/09/2005
- Copy of the International Search Report filed on 03/09/2005
- Information Disclosure Statements filed on 03/09/2005
- Oath or Declaration filed on 03/09/2005
- Request for Immediate Examination filed on 03/09/2005
- U.S. Basic National Fees filed on 03/09/2005
- Priority Documents filed on 03/09/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

MAGINOT MOORE & BECK  
 • \$130 Late oath or declaration Surcharge.

JUL 20 2005

RECEIVED

*7/20/05 [Signature]*

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/527,149	PCT/GB03/03987	1781-0018

FORM PCT/DO/EO/905 (371 Formalities Notice)